C.S. 100 — SINGLE BENCH 2 (1)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

WP No. 2362 OF 2006

PETITIONER

Ashok Kumar Dwivedi, Aged about
44 Years S/o Shri R.K.Dwivedi
Occupation – Service
Head Constable
District Special Branch
District Dhamtari R/o Govt. Quarter
Police Station City Kotwali
District Dhamtari, Chhattisgarh

VERSUS

RESPONDENTS

1. State of Chhattisgarh
Through Secretary
Government of Chhattisgarh
Department of Home
DKS Bhawan, Mantralaya
Raipur, Chhattisgarh

2. Director General of Police
Police Headquarters
Chhattisgarh, Raipur
Chhattisgarh

3. Additional Director General of Police
(Administration) Police Headquarters,
Chhattisgarh, Raipur, Chhattisgarh

4. Inspector General of Police
Raipur Range, Raipur
Chhattisgarh

5. Superintendent of Police
District Dhamtari
Chhattisgarh

P.R. No. 2436/06 Presented by Shri Sunita Jain dated 4/5/06

एस.के. शुक्ला

VED-COPY 4/5/06 RK to A. G. BILASPUR

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT/WRITS IN THE NATURE OF MANDAMUS AND/OR IN THE NATURE OF CERTIORARI OR THE LIKE IN FAVOUR OF THE PETITIONER AGAINST THE RESPONDENTS

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

125

आदेश पत्रक

मामला क्रमांक WP No. 2282/06 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

8-5-2006

Shri Ranbir Singh, counsel for the petitioner.

Shri Ashutosh Kachchhwaha, Govt. Advocate for the State/ respondents.

Heard both the counsel.

By the instant petition, the petitioner has questioned legality and correctness of the order dated 31st March 2005 (Annexure-P/7) passed by the Inspector General of Police, Raipur whereby the petitioner has been demoted to the post of head constable for a period of 3 years.

Learned counsel for the petitioner submitted that against the said order the petitioner has already preferred an appeal on 31st April 2005 which is pending consideration before the Additional Director General of Police (Administration), but the same is not being decided by the Additional Director General of Police (Admn.). The petitioner has reasonable apprehension that on account of bias, the appeal is not being decided.

The petitioner has already preferred an appeal which is pending consideration, therefore, at this stage, interference by this Court under Article 226/227 of the Constitution of India is not called for. However, learned counsel for the petitioner submitted that the appeal be decided at the earliest. Therefore, in the circumstances, respondent No.3 is directed to decide the appeal of the petitioner within a period of 2 months from today.

With the direction aforesaid, the petition stands disposed of.

Consequently, M.(W.)P. No.1808/2006 also stands disposed of.

Parties are entitled for certified copy of this order.

Sd/-
L.C. Bhadoo
Judge

Barve

[पीछे देखिये

11.5.06